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JAN 27 2006

In re Application of : **OFFICE OF PETITIONS**
Takanori Iwamatsu, et al. :
Application No. 09/771,229 :
Filed: January 26, 2001 :
Attorney Docket No. FUJS 13.045A :
ON PETITION

This is a decision in response to the petition under 37 CFR 1.137(b), filed October 20, 2005, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned for failure to timely file an Appeal Brief within two months of the January 28, 2005 date of the Notice of Appeal. A Notice of Abandonment was subsequently mailed on October 17, 2005.

The application is being revived for consideration of a Request for Continued Examination (RCE) under 37 CFR 1.114. Accordingly, the filing of the RCE on October 20, 2005, obviates the Notice of Appeal filed January 28, 2005.

37 CFR 1.137(b)(3) requires a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. Although the statement contained in the petition varies from the language required by 37 CFR 1.137(b)(3), the statement will be construed as the statement required by 37 CFR 1.137(b)(3). Petitioner must notify the Office if this is **not** a correct interpretation of the statement contained in the instant petition.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3204.

The application file is being forwarded to Technology Center AU 2637, for further processing of the request for continued examination under 37 CFR 1.114.

Sherry D. Brinkley
Sherry D. Brinkley
Petitions Examiner
Office of Petitions